

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of) For: TRANSPARENT BROADCAST
Hai Qu, et al.) SERVICES FOR A MULTI-MODE
) WIRELESS DEVICE
Serial No. 10/773,783)
Filed: 2/5/04) Group No. Unknown

**TERMINAL DISCLAIMER TO OBViate A DOUBLE PATENTING REJECTION
UNDER 37 CFR §1.321(c)**

Assistant Commissioner of Patents
Alexandria, VA 22313

Attn: Randy Peaches
Examiner

Dear Sir:

I, Kenyon Jenckes, am the attorney of record for this invention. The assignee, QUALCOMM Incorporated, is located at 5775 Morehouse Drive, San Diego, California 92121.

I hereby certify that this correspondence is being sent ELECTRONICALLY to the Commissioner of Patents, Alexandria VA 22313, on:

11/21/06

(Date of Deposit)

Darla D. Kasmede

(Name of Person Making Deposit)

/Darla Kasmedo/

(Signature)

EXTENT OF DISCLAIMANT'S INTEREST

The extent of the interest in this invention that the disclaimant owns is the whole of this invention.

RECORDAL OF ASSIGNMENT

The Assignment was recorded on July 30, 2004, Reel 015627 and Frame 0809.

DISCLAIMER

The terminal part of the statutory term of any patent granted on the above-identified application that would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. §§154-156 and 173, as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application No. 10/278,443 filed on 10/22/02, of any patent on the pending second application. The disclaimant hereby agrees that any patent so granted on the instant application are enforceable only for and during such period that that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, disclaimant does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. §§ 154-156 of any patent granted on the second application, as shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR § 1.321, has all claims canceled by a reexamination certificate, is reissued or in any manner terminated prior to expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant, except for the separation of legal title stated above.

The Commissioner is hereby authorized to charge payment of the Terminal Disclaimer Fee of \$130.00 under 37 CFR § 1.20(d) and any additional fees which may

be required, or credit any overpayment, to Deposit Account No. 17 - 0026.

Respectfully submitted,

Dated: 11/21/06

/Kenyon Jenckes/

Kenyon Jenckes
Attorney for Applicants
Registration No. 41,873

QUALCOMM Incorporated
5775 Morehouse Drive
San Diego, California 92121-2779
Facsimile: (858) 658-2502